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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

BRANDON BANKS and ERIN BANKS,  
individually and on behalf of a class of similarly  
situated consumers,

Plaintiffs,

v.

NISSAN NORTH AMERICA, INC.; NISSAN  
MOTOR CO., LTD.; NISSAN DESIGN  
AMERICA, INC.,

Defendants.

CASE NO. C 11-2022 PJH

**JOINT STIPULATION REQUESTING  
CONTINUANCE OF CASE MANAGEMENT  
CONFERENCE**

**[PROPOSED] ORDER**

Current Conference Date: January 26, 2012  
Requested Conference Date: April 26, 2012  
Time: 2:00 p.m.  
Location: Courtroom 3  
Judge: Hon. Phyllis J. Hamilton

1 Plaintiffs on the one hand, and Defendant Nissan North America (“NNA”) on the other hand,  
2 by and through their undersigned counsel, jointly submit this stipulation respectfully requesting that  
3 the Court continue the case management conference currently scheduled for January 26, 2012 to  
4 April 26, 2012, at 2:00 p.m.:

5 WHEREAS, on December 19, 2011, the Court entered an order granting NNA’s motion to  
6 dismiss, with leave to amend;

7 WHEREAS, Plaintiffs filed their second amended complaint on January 11, 2012;

8 WHEREAS, NNA’s response to the second amended complaint is due to be filed by order of  
9 the Court on or before February 8, 2012;

10 WHEREAS, NNA currently expects to respond to the second amended complaint by motion;

11 WHEREAS, the parties have agreed to a hearing date of March 14, 2012 for any motion  
12 directed to the pleadings filed by NNA;

13 WHEREAS, the parties believe that continuing the case management conference to a point in  
14 time after resolution of any motion directed to the pleadings promotes efficiency and conserves  
15 judicial resources;

16 THEREFORE, the parties jointly stipulate, and respectfully request, that the Court continue  
17 the case management conference in this matter to April 26, 2012, at 2:00 p.m.

18 DATED: January 19, 2012

19 GIBSON, DUNN & CRUTCHER LLP

20 By: /s/ G. Charles Nierlich  
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COUNSEL FOR PLAINTIFFS

By: /s/ F. Jerome Tapley  
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Attorneys for Plaintiffs  
Brandon and Erin Banks

**[PROPOSED] ORDER**

Based on the foregoing stipulation and request, the Court orders that the case management conference currently set for January 26, 2012, be continued to April 26, 2012, at 2:00 p.m..

DATED: 1/23/12

The Honorable Phyllis J. Hamilton  
United States District Judge

